

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

CHAMBER SUMMONS NO.308 OF 2005
ALONG WITH
WRIT PETITION (LODGING) NO.2707 OF 2005

The Indian National Shipowners
Association (INSA) & Anr.

... Petitioners

Vs.

Union of India & Ors.

... Respondents

And

National Union of Seafarers
of India.

... Applicant

Mr. J.P. Cama with Mr. Arshad Shaikh i/b Krishna Tanna
for the petitioners.

Mr. Venkateshwaran with Mr. Vinay Masurkar and Mr.
N.D. Sharma for respondents 1 and 3.

Mr. A.V. Bukhari for respondent 2.

Mr. K.K. Singhvi i/b Mr. Salgaokar for applicant.

**CORAM: SMT. RANJANA DESAI &
ABHAY S. OKA, JJ.**

DATED: 12TH DECEMBER 2005.

P.C.:-

1. We have heard the learned counsel for the parties.

2. For the reasons stated in the affidavit in support of
the chamber summons, chamber summons is made absolute in
terms of prayer clause (a). Amendment to be carried out
within one week from today.

3. Chamber summons is disposed of.

4. The learned counsel for the applicant in Chamber Summons No.308 of 2005 i.e. National Union of Seafarers of India and the learned counsel for respondent 2 state on instructions that on the Government recouping the shortage of Rs.92.78 crores with interest, they will accept it as one time settlement and that they will not treat the said decision as a precedent.

5. In view of the assurance given by the applicant and respondent 2, we direct the Union of India to take appropriate decision within a period of four weeks from today.

6. Office to place the petition on board on 16/1/2006. Statement made by Mr. Bukhari, the learned counsel for respondent 2 on 24/11/2005 shall continue to till 31/1/2006.

(SMT. RANJANA DESAI, J.)

(ABHAY S. OKA, J.)